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Total Number of Pages in This Submission: 3

Application Number	10/685,733
Filing Date	October 14, 2003
First Named Inventor	Hall et al.
Art Unit	3673
Examiner Name	Grosz, Alexander
Attorney Docket Number	46113.1.2

ENCLOSURES *(Check all that apply)*

- ☐ Fee Transmittal Form
  - ☐ Fee Attached
- ☒ Amendment/Reply
  - ☐ After Final
  - ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☐ Reply to Missing Parts/ Incomplete Application
  - ☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
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  - ☐ Landscape Table on CD
- ☐ After Allowance Communication to TC
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- ☐ Appeal Communication to TC **(Appeal Notice, Brief, Reply Brief)**
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Other Enclosure(s) (please Identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Fredrikson & Byron, P.A.		
Signature			
Printed name	Matthew J.S. Graham		
Date	Aug. 18, 2005	Reg. No.	54,647

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OIPE JC184
AUG 2 2 2005
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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Attorney Docket No.: 46113.1.2

Hall et al.

Application No.: 10/685,733 Examiner: Grosz, Alexander

Filed: October 14, 2003 Group Art Unit: 3673

For: PILLOW AND PILLOW COVER

RESPONSE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

This communication is in response to the Office communication mailed July 18, 2005, in which the Examiner indicated that a supplemental response to the restriction requirement was required to list all the claims which are readable on the species Applicant elected in a response to the restriction requirement filed June 3, 2005 (species I, a pillow with different rates of air leakage between the seams and the casing).

In response, Applicant notes that it would appear that each of claims 1-45 is readable on a pillow with different rates of air leakage between the seams and casing, because no limitation in any of these claims would exclude such a pillow. However, in the interest of advancing the prosecution of this application, Applicant identifies claims 1-16 as specifically readable on the elected species. It is further noted that claim 3 explicitly recites the elected species, thereby showing that claim 1, from which claim 3 ultimately depends, includes the elected species within its scope.

Applicant submits that if a determination of an allowable generic claim is issued in the present application, claims that are written in dependant form or otherwise include all the limitations of the allowed generic claim should be considered. M.P.E.P. § 809.02(c).

If a telephone conference would be of assistance during examination of this application, please contact the undersigned practitioner at 612/492-7256.

Respectfully submitted,

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Jodie Becker
Jodie Becker

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